

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SAN DIEGUITO UNION HIGH SCHOOL
DISTRICT.

OAH CASE NO. 2014020454

ORDER GRANTING STUDENT'S
MOTION TO AMEND COMPLAINT

On February 13, 2014, Student filed a request for a due process hearing (complaint), naming the San Dieguito Union High School District (San Dieguito). On May 9, 2014, Student filed a motion to amend her complaint. San Dieguito has not filed an opposition or otherwise replied to Student's motion.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

The motion to amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

DATE: May 15, 2014

/s/

DARRELL LEPKOWSKY

Administrative Law Judge

Office of Administrative Hearings